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5 Attorneys for Plaintiff
6 AUTO DEALERS RISK RETENTION GROUP, INC

7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
9

10 AUTO DEALERS RISK RETENTION
GROUP, INC.,

11 Plaintiff,

12 v.

13 STEVE POIZNER, in his capacity as the
14 Commissioner of Insurance of the State of
California,

15 Defendant.
16

17 STEVE POIZNER, in his capacity as the
Commissioner of Insurance of the State of
California,

18 Counter-Claimant,
19

20 v.

21 AUTO DEALERS RISK RETENTION
GROUP, INC.,

22 Counter-Defendant.
23

Case No. 07-CV-02660 FCD KJM

STIPULATION AND ORDER TO DISMISS
COMPLAINT AND COUNTERCLAIM
AND TO VACATE PRELIMINARY
INJUNCTION

Courtroom: 2
Judge: Hon. Frank C. Damrell, Jr.

24 Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(ii) and Rule 41(c), it is
25 hereby stipulated by and between the parties to this action through their respective counsel of
26 record that: (1) plaintiff and counter-defendant Auto Dealers Risk Retention Group, Inc.'s
27 Complaint is hereby DISMISSED WITH PREJUDICE, and (2) defendant and counter-claimant

1 Steve Poizner's Counterclaim is hereby DISMISSED WITH PREJUDICE. With the dismissal
2 of the Action, the parties further stipulate that the Preliminary Injunction, entered by the Court
3 on March 7, 2008, is VACATED.

4 IT IS SO STIPULATED.

5 Dated: August 4, 2008

STEVENS & O'CONNELL LLP

6
7 By: /S/ TODD M. NOONAN
Todd M. Noonan

8 Attorneys for Plaintiff and counterclaim
9 Defendant Auto Dealers Risk Retention
10 Group, Inc.

11
12 Dated: August 4, 2008

EDMUND G. BROWN, JR.
Attorney General for the State of California
13 WILLIAM L. CARTER
14 Supervising Deputy Attorney General

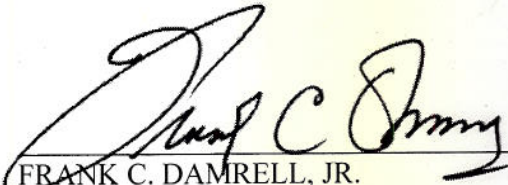
15 By: /S/ STEVEN J. GREEN (as authorized on
8/4/08)

16 STEVEN J. GREEN
17 AMY WINN
Deputy Attorneys General

18 Attorneys for Defendant and Counter-
19 claimant Steve Poizner, in his capacity as
the Commissioner of Insurance for the State
of California

20 IT IS SO ORDERED.

21
22 Dated: August 4, 2008

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24 
FRANK C. DAMRELL, JR.
25 UNITED STATES DISTRICT JUDGE
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27
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